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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
PRODUCT LIABILITY LITIGATION

HAROLD BROWN, RODNEY BYWATER,  
LUCILLE CASH, BRUCE CIPRIANO,  
MARGUERITE GARVEN, BRUCE  
NAZAROVICH, ROBERT NEZAREZ,  
DEBBIE OLIVARES, and ROBERT  
SUFFRIDGE,

Plaintiffs,

vs.

Pfizer, Inc., et al.

Defendants.

Case Specific Number C-062849

**MDL NO. 1699**

**District Judge: Charles R. Breyer**

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

Come now the Plaintiff, RODNEY BYWATER and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

1  
2 DATED: May 4, 2009

3 By: [Signature]  
4 Hector G. Gancedo

5 Attorneys for Plaintiff, Rodney Bywater

6 DATED: June 2, 2009

7 By: [Signature]

8 DLA PIPER LLP (US)  
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13 *Defendants' Liaison Counsel*

14 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,  
15 IT IS SO ORDERED.**

16 Dated: June 5, 2009

17 Hon. Charles R. Breyer  
18 United States District Court

